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JUN 17 2002

**TECHNOLOGY CENTER 2800
 SPECIAL PROGRAM CENTER**

Date: March 28, 2002

Docket No.: 1928-0128P

Appl. No.: 07/702,615

Conf. No.: _____

BOX CPA

Assistant Commissioner for Patents
 Washington, DC 20231

Sir:

This is a Request for filing a continued prosecution application under 37 C.F.R. § 1.53(d) of prior Application No. 07/702,615 entitled ELECTRIC MOTOR WITH BRUSH ASSEMBLY SUPPORTING TWO SEPARATELY FORMED BRUSHES by the following named Inventor(s):

Roger F. BAINES

☐ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. §1.53(d) (4).

- a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:
- b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

The above-identified prior application, in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all of the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

Appl. No. 07/702,615

1. ☐ Enter the Amendment previously filed , under 37 C.F.R. § 1.116 but unentered, in the prior application.
2. ☒ A Preliminary Amendment is enclosed.
3. ☐ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
4. ☒ A new power of attorney or authorization of agent is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$740.00	\$370.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	24-20=	4	x 18 = \$72.00	x 9 = \$0.00
INDEPENDENT CLAIMS	7-3=	4	x 84 = \$336.00	x 42 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00	+ \$140.00
TOTAL			\$1148.00	\$0.00

5. ☐ Small entity status: Applicant claims small entity status. See 37 C.F.R. § 1.27.
6. ☒ Priority of Application No(s). 9011275.6 filed in the United Kingdom on May 21, 1990 is claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on July 24, 1991.
7. ☐ Priority of International Appl. filed on under the Patent Cooperation Treaty and Application No(s). filed in on under 35 U.S.C. § 119 are hereby reclaimed.

Appl. No. 07/702,615

8. ☒ Address all future communications to:
- BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
Telephone: (703) 205-8000
or
Customer No. 2292
9. ☐ The applicant(s) hereby petition(s) for an extension of
() month(s) pursuant to 37 C.F.R. §§ 1.17 and
1.136(a). The fee has been calculated as shown below:
- ☐ NO extensions of time have been previously obtained in
the prior application. Thus, a fee of \$0.00 is required
for the full period of the above-requested extension of
time.
- ☐ An extension of () month(s) was previously
requested and paid for on in the prior
application. Thus, a fee of \$0.00 is required to obtain
an additional () month(s) in order to
establish co-pendency with the present application.
10. ☐ Applicant requests suspension of action under 37 C.F.R.
§ 1.103(b) for a period of () months (not to
exceed 3 months) and the fee of \$130.00 under 37 C.F.R.
§ 1.17(i) is enclosed.
11. ☒ Check in the amount of \$1148.00 is enclosed.
12. ☐ Please charge Deposit Account No. 02-2448 in the amount
of \$0.00. A triplicate copy of this request is
enclosed.
13. ☐ The filing fee is NOT attached. Please issue a Notice
requesting the filing fee.
14. ☐ Also enclosed herewith is the following:
- _____
- _____
- _____

Appl. No. 07/702,615

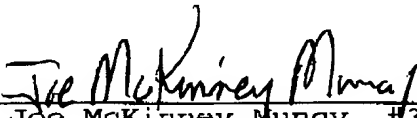
If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all of the other applications in the same file wrapper.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Joe McKinney Nuncy, #32,334

P.O. Box 747
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KM/RFG/ags
1928-0128P

Attachments

(Rev. 02/30/02)

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OFGS File No.: F-08913 (0859-0019)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

New York, New York

BAINES, Roger Frederick

Serial No.: 702,615

Date: July 24, 1991

Date Filed: MAY 17 91

Group Art Unit: 212

For: ELECTRIC MOTOR

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

In accordance with 35 U.S.C. Sec. 119, applicant confirms the request for priority under the International Convention and submits herewith the following documents in support of the claim:

United Kingdom Application No. 9011275.6 filed May 21, 1990

Respectfully submitted,

Robert C. Faber
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OSTROLENK, FABER, GERB & SOFFEN
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PB